

Kristine M. Larsen (9228)  
Jascha K. Clark (16019)  
**RAY QUINNEY & NEBEKER P.C.**  
36 South State Street, Ste. 1400  
P.O. Box 45385  
Salt Lake City, Utah 84145-0385  
Telephone: (801) 532-1500  
Facsimile: (801) 532-7543  
E-mail: [klarsen@rqn.com](mailto:klarsen@rqn.com)  
E-mail: [jclark@rqn.com](mailto:jclark@rqn.com)

*Attorneys for Receiver, Maria E. Windham*

---

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

MARIA E. WINDHAM, as Receiver for MARQUIS PROPERTIES, LLC,  Plaintiff,  vs.  MARSHALL COREY, et al.  Defendants.	<b>MOTION TO DISMISS REMAINING CLAIMS WITH PREJUDICE</b>  Case No. 2:18-cv-00065- DAK-CMR  Magistrate Judge Cecilia M. Romero
---	---

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Maria E. Windham (the “Receiver”), as Receiver for Marquis Properties, LLC hereby requests the court dismiss the remaining claims against Defendants Tom Felt, Ellwood Holdings and Alpine Motor Sports, LLC, (collectively the “Felt Defendants”) and Florence Corey, Marshall Corey and Corey Enterprises, LLC (collectively the “Corey Defendants”) with prejudice.

The Receiver filed a Motion to Approve Disposition of this Case in the SEC Action Case No. 2:16-cv-00040 as part of the Receiver’s ongoing cost-benefit analysis, and Judge Parrish

granted that motion. The Receiver's counsel contacted counsel for the Felt Defendants as well as the pro se Corey Defendants to seek their stipulation to this Motion. Counsel for the Felt Defendants agreed to stipulate to the dismissal of the Felt Defendants' claims. The Corey Defendants have not agreed to approve the dismissal of their claims.

Based on the foregoing, the Receiver respectfully requests the Court enter an order granting her Motion to Dismiss Remaining Claims with Prejudice, each party to bear their own costs. A proposed Order is submitted herewith.

DATED this 17th day of December, 2019.

RAY QUINNEY & NEBEKER P.C.

/s/ Jascha K. Clark

Kristine M. Larsen

Jascha K. Clark

*Attorneys for Receiver, Maria E. Windham*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 17th day of December, 2019, a true and correct copy of the foregoing **MOTION TO DISMISS REMAINING CLAIMS WITH PREJUDICE** was filed electronically with the Court's CM/ECF system, which sent notification of same to counsel of record as indicated below.

Robert L. Jeffs  
**JEFFS & JEFFS**  
90 North 100 East  
P. O. Box 888  
Provo, UT 84603  
[rljeffs@jeffslawoffice.com](mailto:rljeffs@jeffslawoffice.com)

- ☒ via ECF System
- ☐ via E-Mail
- ☐ via Hand-Delivery
- ☐ via U.S. Mail, Postage Prepaid

*Attorneys for Felt Defendants*

Marshall and Florence Corey  
1563 Timberline  
Beaumont, CA 92223

- ☐ via ECF System
- ☒ via E-Mail
- ☐ via Hand-Delivery
- ☐ via U.S. Mail, Postage Prepaid

/s/ TerriAnne Gillis

1514170